

1 LOUIS R. MILLER (State Bar No. 54141)
smiller@millerbarondess.com
2 JASON H. TOKORO (State Bar No. 252345)
jtokoro@millerbarondess.com
3 STEVEN G. WILLIAMSON (State Bar No. 343842)
swilliamson@millerbarondess.com
4 MILLER BARONDESS, LLP
2121 Avenue of the Stars, Suite 2600
5 Los Angeles, California 90067
Telephone: (310) 552-4400
6 Facsimile: (310) 552-8400

7 Attorneys for Defendants

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9 **UNITED STATES DISTRICT COURT**
10
11 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

12 ALEX VILLANUEVA,
13 Plaintiff,
14 v.
15 COUNTY OF LOS ANGELES,
16 COUNTY OF LOS ANGELES
17 SHERIFF'S DEPARTMENT, LOS
18 ANGELES COUNTY BOARD OF
19 SUPERVISORS, COUNTY EQUITY
20 OVERSIGHT PANEL, LOS ANGELES
21 COUNTY OFFICE OF INSPECTOR
GENERAL, CONSTANCE
KOMOROSKI, MERCEDES CRUZ,
ROBERTA YANG, LAURA
LECRIVAIN, SERGIO V.
ESCOBEDO, RON KOPPERUD,
ROBERT G. LUNA, MAX-GUSTAF
HUNTSMAN, ESTHER LIM, and
DOES 1 to 100, inclusive,
Defendants.

CASE NO. 2:24-cv-04979 SVW (JC)
**DEFENDANTS' NOTICE OF
MOTION TO DISMISS
COMPLAINT**

*[Filed Concurrently with Memorandum
of Points and Authorities; Declaration
of Jason H. Tokoro; Request for
Judicial Notice; and [Proposed] Order]*

Date: September 9, 2024
Time: 1:30 p.m.
Crtrm.: 10A – First Street Courthouse

Assigned to Hon. Stephen V. Wilson,
Crtrm. 10A and Magistrate Judge
Jacqueline Chooljian, Crtrm. 750

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 **PLEASE TAKE NOTICE** that on September 9, 2024, at 1:30 p.m., or as
3 soon thereafter as the matter may be heard before the Honorable Stephen V. Wilson,
4 United States District Court Judge, in Courtroom 10A of the First Street Courthouse,
5 350 West First Street, Los Angeles, California 90012, Defendants County of Los
6 Angeles, County of Los Angeles Sheriff's Department, Los Angeles County Board
7 of Supervisors, County Equity Oversight Panel, Los Angeles County Office of
8 Inspector General, Constance Komoroski, Mercedes Cruz, Roberta Yang, Laura
9 Lecrivain, Sergio V. Escobedo, Ron Kopperud, Robert G. Luna, Max Huntsman and
10 Esther Lim (collectively, "Defendants"), will, and hereby do, move for an order
11 dismissing the complaint filed by Plaintiff Alex Villanueva ("Plaintiff"), pursuant to
12 Rule 12(b)(6) on the ground that the complaint fails to state a claim upon which
13 relief can be granted.

LOCAL RULE 7-3 STATEMENT

15 This motion is made following a telephonic conference of counsel pursuant to
16 Local Rule 7-3, which took place on July 29, 2024, at 4:00 p.m. Prior to that
17 conference, on July 15, 2024, Defendants sent Plaintiff a written meet-and-confer
18 letter outlining Defendants' positions. A copy of that letter is attached as Exhibit 4
19 to the Declaration of Jason H. Tokoro. Defendants never received any written
20 response from Plaintiff.

* * *

22 This Motion is based on this Notice of Motion, the attached Memorandum of
23 Points and Authorities, the Declarations of Jason H. Tokoro and exhibits thereto, the
24 accompanying Request for Judicial Notice, the pleadings and papers on file in this
25 action and any oral argument that may be presented when the Motion is heard.

1 DATED: August 5, 2024

Respectfully Submitted,

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5 MILLER BARONDESS, LLP

6 By: /s/ Jason H. Tokoro

7 JASON H. TOKORO

8 Attorneys for Defendants

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MILLER BARONDESS, LLP
ATTORNEYS AT LAW
2121 AVENUE OF THE STARS, SUITE 2600 LOS ANGELES, CALIFORNIA 90067
TEL: (310) 552-4400 FAX: (310) 552-8400